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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/807,159	03/24/2004	Susanne Marie Crockett	P24714 (SBC MS1019)	6473

7055 7590 09/07/2005

GREENBLUM & BERNSTEIN, P.L.C.  
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EXAMINER
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GAUTHIER, GERALD

ART UNIT	PAPER NUMBER
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2645

DATE MAILED: 09/07/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

10/807,159

Applicant(s)

CROCKETT ET AL.

Examiner

Gerald Gauthier

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**– The MAILING DATE of this communication appears on the cover sheet with the correspondence address –**  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 24 March 2004.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 24 March 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date 6/30/04, 4/27/05.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

## DETAILED ACTION

### Information Disclosure

1. The information disclosure statement submitted on June 30, 2004 and April 27, 2005 was received . The submission is in compliance with the provisions of 37 CFR 1.97 . Accordingly the examiner is considering the information disclosure statement .

### *Claim Rejections - 35 USC § 102*

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. **Claim(s) 1-20** are rejected under 35 U.S.C. 102(e) as being anticipated by Koch (US 2004/0111269 A1).

Regarding **claim(s) 1 and 15**, Koch discloses a method for executing an advanced intelligent network service provided in a public switched telephone network (FIG. 1 and paragraph 1), the method comprising:

forwarding a message from a service control point (SCP 310 on FIG. 3) to a voice extensible markup language platform (VXML gateway 312 on FIG. 3), the

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message comprising an announcement identification (FIG. 3 and paragraphs 0042 and 0043) [The SCP 310 determines if the user is a subscriber with the directory number and access an application server 314 and a customer profile database 16 for a prerecorded announcement for that particular directory number, instructions are sent back to the SCP 310 to route the cal to the VXML gateway 312];

analyzing the announcement identification, at the VXML platform, to determine a remote location where an announcement corresponding to the announcement identification is stored (FIG. 3 and paragraphs 0042 and 0043); and

playing the announcement, wherein the announcement stored at the remote location can be created or changed by a subscriber without affecting the announcement identification (FIG. 3 and paragraphs 0043 and 0048).

Regarding **claim(s) 2, 9 and 16**, Koch discloses a method, in which the VXML platform comprises an intelligent peripheral component and a VIMS component (FIG. 1 and paragraph 0036).

Regarding **claim(s) 3, 10 and 17**, Koch discloses a method, further comprising receiving the announcement identification at the IP component (FIG. 1 and paragraph 0035);

encoding the announcement identification so that the IP component recognizes that the VIMS component will process the announcement identification (FIG. 1 and paragraph 0035); and

forwarding the announcement identification to the VIMS component (FIG. 1 and paragraph 0035).

Regarding **claim(s) 4 and 11**, Koch discloses a method, further comprising, at the VIMS component, correlating the announcement identification to the announcement location (FIG. 1 and paragraph 0035).

Regarding **claim(s) 5, 12 and 18**, Koch discloses a method, in which the correlating is based upon a server location identification provided in a subscriber profile (FIG. 1 and paragraph 0042).

Regarding **claim(s) 6 and 13**, Koch discloses a method, in which the remote location comprises a web server (FIG. 1 and paragraph 0040).

Regarding **claim(s) 7 and 14**, Koch discloses a method in which the web server is identified by a uniform resources locator (FIG. 1 and paragraph 0038).

Regarding **claim(s) 8**, Koch discloses all the limitations of **claim(s) 8** as stated in **claim(s) 1**'s rejection and furthermore Koch discloses a service control point (310 on FIG. 3) and a voice extensible markup language (312 on FIG. 3).

Regarding **claim(s) 19**, Koch discloses a voice extensible markup language platform, in which the VXML platform communicates with the service control point using intelligent network application part signaling (FIG. 1 and paragraph 0035).

Regarding **claim(s) 20**, Koch discloses a voice extensible markup language platform, in which the VXML platform communicates with a web server storing the announcement in order to play the announcement (FIG. 1 and paragraph 0038).

### ***Conclusion***

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gerald Gauthier whose telephone number is (571) 272-7539 . The examiner can normally be reached on 8:00 AM to 4:30 PM .

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Fan Tsang can be reached on (571) 272-7547 . The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system . Status information for published applications may be obtained from either Private PAIR or Public PAIR . Status information for unpublished applications is available through Private PAIR only . For more information about the PAIR system, see <http://pair-direct.uspto.gov> . Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free) .

  
**GERALD GAUTHIER**  
**PATENT EXAMINER**

g.g.

September 4, 2005

Gerald Gauthier  
Examiner  
Art Unit 2645